



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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COMPLAINT OF FBN INDIANA, INC.)
PURSUANT TO 170 I.A.C. 7-7 FOR)
EXPEDITED REVIEW OF A DISPUTE)
WITH VERIZON NORTH COMPANY,)
d/b/a GTE NORTH CONCERNING ITS)
FAILURE TO INTERCONNECT)
WITH FBN UNDER A COMMISSION)
APPROVED INTERCONNECTION)
AGREEMENT)

FILED

JUN 04 2004

INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 41268-INT-88-RD-01

RESPONDENT:)
VERIZON NORTH INC. d/b/a)
GTE NORTH INCORPORATED)

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On March 17, 2004, FBN Indiana, Inc. ("FBN") filed its *Complaint* against Verizon North Co., Inc., d/b/a GTE North under 170 I.A.C. 7-7-1, *et seq.*, the Commission's Expedited Procedure for Resolving Interconnection Disputes Between Telecommunications Carriers.

On May 28, 2004 pursuant to 170 I.A.C. 1-1.1-4, Verizon North Inc. and Contel of the South, Inc., d/b/a/ Verizon North Systems ("Verizon") filed a *Verified Petition for Protection of Confidential and Proprietary Information* ("Petition") in this Cause. In its Petition, Verizon indicates that certain information that the Presiding Officers requested in this matter contain trade secrets ("Confidential Information") as that term is defined under Indiana Code 24-2-3-2. Information containing trade secrets is excepted from public disclosure under Indiana Code 5-14-3-4(a)(4). In support of its Motion, Verizon includes the sworn *Affidavit of Lori Macklin* ("Affidavit"). The Affidavit has been placed in the Commission's official file in this matter and is hereby incorporated by reference.

170 I.A.C. 1-1.1-4 governs the submission of confidential or privileged information to the Commission, and requires the applicant to apply for a finding by the Commission that the information is confidential. The application must be accompanied by the sworn statement or testimony of a party that describes: 1) the nature of the confidential information; 2) the reasons why the information should be treated as confidential pursuant to I.C. 8-1-2-29 and I.C. 5-14-3; and, 3) the efforts the party has made to maintain the confidentiality of the information.

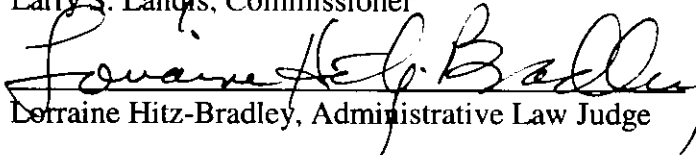
The Presiding Officer, having considered Verizon's Petition and accompanying Affidavit, finds there is sufficient basis for determination that the Confidential Information should be held as

confidential by the Commission on a preliminary basis. Accordingly, Verizon shall hand deliver to the Presiding Administrative Law Judge, in a sealed envelope clearly marked confidential, with the Cause No. noted thereon, the Confidential Information which shall be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Indiana Code 5-14-3.

IT IS SO ORDERED.

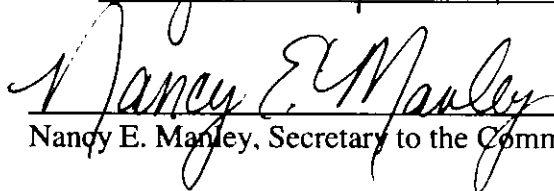


Larry S. Landis, Commissioner



Lorraine Hitz-Bradley, Administrative Law Judge

Date: June 4, 2004



Nancy E. Manley, Secretary to the Commission